Reg. No. KL/TV(N)/12

Government of Kerala
1983

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XXVIII] Trivandrum, Wednesday, 23rd February 1983 / 4th Phalguna 1904 [No. 190

GOVERNMENT OF KERALA

General Administration (Miscellaneous) Department

NOTIFICATION

No. 19756|M1|83|GAD. *Dated, Trivandrum, 19th February,* 1983.

Under the 'Explanation' to section 25 of the Negotiable Instruments Act, 1881 (Central Act 26 of 1881) read with the Notification of the Government of India, Ministry of Home Affairs No. 20|25|56-Pub. 1 dated 8th June, 1957, the Government of Kerala are pleased to declare the 1st March, 1983 (Tuesday) as a Public Holiday for the Nemom Legislative Assembly Constituency in connection with the bye-election from 137—Nemom Constituency, 1983.

By order of the Governor,
P. VISWANATHAN NAIR,
Additional Secretary.

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33/664/MC.

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GOVERNMENT OF KERALA

Health (G) Department

NOTIFICATIONS

No. 1632/G3/83/HD. *Dated, Trivandrum, 9th February*, 1983.

(i)

S. R. O. No. 234/83.—In exercise of the powers conferred by sub-section (1) of section 9 of the Prevention of Food Adulteration Act, 1954 (Central Act 37 of 1954), and in supersession of Notification-(I) No. 30312/G3/80/HD dated the 17th July, 1980, published as S. R. O. No. 670/80 in the Kerala Gazette Extraordinary No. 503 dated the 21st July, 1980, the Government of Kerala hereby appoint Sri K. T. Mathewkutty, Health Inspector Grade I, Kottayam Municipality to be Food Inspector for the purposes of the said Act and assign to him the area within the Kottayam Municipality as the local area within which he shall exercise his powers under the said Act.

(ii)

S. R. O. No. 235/83.—In exercise of the powers conferred by sub-section (1) of section 20 of the Prevention of Food Adulteration Act, 1954 (Central Act 37 of 1954), and in supersession of Notification-(II) No. 30312/G3/80/HD dated the 17th July, 1980, published as S. R. O. No. 671/80 in the Kerala

Gazette Extraordinary No. 503 dated the 21st July, 1980; the Government of Kerala hereby authorise Sri K. T. Mathewkutty appointed as Food Inspector under sub-section (1) of section 9 of the said Act in the Kottayam Municipality to institute prosecutions for offences under the said Act within his jurisdiction.

By order of the Governor,

C. Ramachandran,
Secretary.

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport.)

Sri K. T. Mathewkutty, Food Inspector, Thodupuzha Municipality has been transferred and posted as Food Inspector of the Kottayam Municipality. It is necessary to appoint him as Food Inspector under prevention of Food Adulteration Act and to authorise him to institute prosecutions for offences under the Act.

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GOVERNMENT OF KERALA

Industries (K) Department

NOTIFICATION

No. 6088/K3/83/ID. *Dated, Trivandrum, 23rd February* 1983.

S. R. O. No. 236/83.—Under sub-section (2) of section 5 of the Kerala Raw Cashewnuts (Marketing and Transport and Fixation of Minimum Price) Act, 1981 (14 of 1981) and in supersession of Notification-I No. 13063/K3/82/ID dated the 2nd April, 1982, published as S. R. O. No. 465/82 in the Kerala Gazette Extraordinary No. 251 dated the 2nd April, 1982, the Government of Kerala hereby notify the minimum prices of raw cashewnuts in the different localities in the State as shown in the Table below, namely:—

TABLE

Localities	*Minimum Prices (Rs. per kilogram)*
(1)	(2)
1. Cannanore	4.00 (Rupees four only)
2. Calicut 3. Wynad 4. Malappuram 5. Palghat	3.95 (Rupees Three and paise Ninety-five only)

Localities	Minimum Prices (Rs. per kilogram)
(1)	(2)
6. Trichur 7. Ernakulam 8. Idukki 9. Kottayam	3.90 (Rupees Three and paise Ninety only)
10. Alleppey 11. Quilon 12. Pathanamthitta 13. Trivandrum	3.85 (Rupees Three and paise Eighty-five only)

By order of the Governor,

ARUN KUMAR,
Special Secretary.

Explanatory Note

(This does not form part of the Notification, but is intended to indicate its general purport.)

Government have decided to notify the minimum purchase price of raw cashewnuts by licensees, sub-licensees, agents or sub-agents, within the State. The Notification is intended to achieve this object.

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GOVERNMENT OF KERALA

Transport, Fisberies and Ports (Transport-B) Department

NOTIFICATION

G.O. (Rt.) No. 138/83/TF & P. *Dated, Trivandrum, 19th February,* 1983.

The appended copy of the Government of India Notification is hereby republished for general information.

By order of the Governor,
K. Karunakaran,
Additional Secretary.

Appendix

GOVERNMENT OF INDIA

Ministry of Shipping and Transport
(Transport Wing)

NOTIFICATION

New Delhi, the 10th December, 1982.

G. S. R. 846 (E) Whereas the draft rules in exercise of the powers conferred by sub-section (1) of section 69 (B) of the Motor Vehicles Act, 1983 (4 of 1939) were published as required by sub-section (1) of section 133 of the

33/670/MC.

said Act in the Gazette of India, Part II, Section 3, sub-section (ii) dated 1st October, 1982, under notification of the Government of India in the Ministry of Shipping and Transport (Transport Wing) TW/TGM/(G26)/82 S.O.No. 706 (E) dated 1st October, 1982, inviting objections and suggestions from all persons likely to be affected thereby, before the expiry of a period of 30 days from the date of publication of the said notification in the official Gazette.

And whereas the said Gazette was made available to the public on the 1st day of October, 1982.

And whereas objections or suggestions received in matter have been considered.

Now, therefore, in exercise of the powers conferred by section 69B of the Motor Vehicles Act, 1939 (4 of 1939) read with section 22 of the General Clauses Act, 1897 (X of 1897), the Central Government hereby makes the following rules:—

1. *Short title, extent and commencement.*—(1) These rules may be called overall Dimensions of Transport Vehicles and Tyres Rules, 1982.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. *Definition.*—In these rules, unless there is anything repugnant in the subject or context—

(i) "Act" means the Motor Vehicles Act, 1939 (4 of 1939);

(ii) The words and expressions use, but not defined in these rules, but defined in Motor Vehicles Act, 1939, shall have the meanings assigned to them in that Act.

3. *Overall width of Motor Vehicles.*—(1) The overall width of every motor vehicle measured at right angles to the axis of the Motor Vehicle between perpendicular planes enclosing the extreme pointsshall not exceed,—

(i) in the case of any motor vehicle excluding a public service vehicle or a transport vehicle but including a motor cab, 2.2 metres;

(ii) in the case of a public service vehicle or a transport vehicle other than a motor cab, 2.5 metres:

Provided that in the case of a tractor not used for towing trailers carrying goods or passengers the overall width may extend to 2.7 metres:

Provided further that if the State Government is satisfied that a particular vehicle or class of vehicles having overall width in excess of the width specified in this sub-rule is found suitable for carrying out any work of public purpose,

the State Government may by notification in the official gazette, exempt from the provisions of this rule such a vehicle or class of vehicles either generally or in such area or areas on such route or routes and subject to such conditions if any, as may be specified in the notification.

Explanation.—For the purpose of this rule, a driving mirror or a direction indicator, when in operation, shall not be taken into consideration in measuring the overall width of a motor vehicle.

2. Notwithstanding anything in sub-rule (1),—

(a) The Chairman, State Transport Authority may authorise the use of a transport vehicle but including a motor cab with overall width upto 2.5 metres;

(b) The Regional Transport Authority or the State Transport Authority as the case may be or the Chairman of that authority, if authorised in this behalf by that authority, may authorise the use of transport vehicles having an overall width exceeding 2.5 metres but not exceeding 2.7 metres on a specified route or rôutes or in a specified area within the State;

(c) Where a transport authority takes action under this sub-rule, it shall enter in the certificates of registration of the vehicle particulars of the route or routes on which or the area in which the vehicle may be used.

4. *Overall length of motor vehicles.*—(1) The overall length of every motor vehicle other than a trailer shall not exceed,—

(i) in the case of any motor vehicle other than a transport vehicle or a public service vehicle, having not more than 2 axles, 9.5 metres;

(ii) in the case of a transport vehicle or a public service vehicle, having two or more axles, 11 metres;

(iii) in the case of an articulated vehicle having more than two axles, 16 metres;

(iv) in the case of truck trailer combinations, 18 metres:

Provided that in such areas or on such routes as the State Government may specify in this behalf, an overall length of a public service vehicle may exceed 11 metres but shall not exceed 12 metres:

Provided further that if the State Government is satisfied that a particular vehicle or clause of vehicles having overall length in excess of the length specified in this sub-rule is found suitable for carrying out any work of public purpose, the State Government may, by notification in the official gazette, exempt from the provisions of this sub-rule such vehicle or class of vehicles either generally or in such area or areas or on such route or routes and subject to such conditions, if any, as may be specified in the notification.

Provided also that the Regional Transport Authority or the State Transport Authority, or its Chairman, if authorised in this behalf by the Regional Transport Authority or State Transport Authority as the case may be may authorise the use of a transport vehicle other than the articulated vehicle having an overall length exceeding 11 metres but not exceeding 16 metres on a specified route or routes, or in a specified area within the State. Where a Transport Authority takes action accordingly, it shall enter in the certificate of registration of the vehicle the route or routes on which or the area in which the vehicle may be used.

(3) In the case of an articulated vehicle or a tractor trailer combination specially constructed and used for the conveyance of indivisible loads of exceptional length,—

(i) if all the wheels of the vehicle are not fitted with pneumatic tyres, or,

(ii) if all the wheels of the vehicle are not fitted with pneumatic tyres so long as the vehicle is not driven at a speed exceeding twenty five kilometres per hour, the overall length may extend upto 18 metres.

Explanation:—In this rule "overall length" means the length of the vehicle measured between parallel planes passing through the extreme projection points of the vehicle exclusive of—

(i) any starting handle;

(ii) any hood when down;

(iii) any ladder forming part of a turn-table fire-escape fixed to a vehicle;

(iv) any post office letter box the length of which measured parallel to the axis of the vehicle does not exceed 30.5 centimetres;

(v) any ladder used for loading or unloading from the roof of the vehicle; or any tail or indicator lamp or number plate fixed to a vehicle;

(vi) any spare wheel or spare wheel bracket or bumper fitted to a vehicle;

(vii) any towing hook or other fitment which does not project beyond any fitment covered by clauses (iii) to (vi) of this sub-rule.

5. *Overall height of motor vehicles.*—(1) The overall height of a motor vehicle other than a double-decked motor vehicle measured from the surface on which the motor vehicle rests shall not exceed 3.8 metres.

(2) The overall height of a double-decked motor vehicle shall not exceed 4.75 metres;

(3) The overall hight of the laden trailer when carrying ISO series I freight container shall not exceed 4.2 metres.

(4) This rule shall not apply to fire-escapes town wagons and other special purpose vehicles exempted by the general or special order of the registering authority.

6. *Overhang of motor vehicles*—(1) The overhang of a tractor shall not exceed 1.85 metres.

(2) The overhang of a motor vehicle other than a tractor shall not exceed sixty per cent of the distance between the plane perpendicular to the axis of the motor vehicle which passes through the centre or centres of the front wheel or wheels and the foremost vertical plane from which the overhang is to be measured as defined in sub-rule (3):

Provided that the State Government may exempt from the provisions of sub-rule any motor vehicle or class of motor vehicles in such area or areas or on such route or routes and subject to such conditions, if any, as may be specified in the order, if it is satisfied that such vehicle or class of vehicles having an overhang in excess of that specified in this sub-rule can be used in a public place without any danger to public safety.

(3) For the purposes of this rule, "overhang" means the distance measured horizontally and parallel to the longitudinal axis of the vehicle between two vertical planes at right angles to such axis passing through the two points specified in paragraphs I and II of this definition, respectively;

I. The rearmost point of the vehicle exclusive of—

(i) any hood when down;

(ii) any post office letter box, the length of which measured parallel to the longtitudinal axis of the vehicle, does not exceed thirty centimetres;

(iii) any ladder forming part of a turn-table fire-escape fixed to a vehicle;

(iv) any ladder used when the vehicle is at rest for loading or unloading from the roof of the vehicle, or any tail lamp or number plate fixed to a vehicle;

(v) any spare wheel or spare wheel bracket fitted to a vehicle;

(vi) any luggage carrier fitted to a motor vehicle constructed solely for carriage of passengers and their effects and adapted to carry not more than seven passengers excusive of the driver;

(vii) any towing hook or other fitment which does not project beyond any fitment mentioned in clauses (ii) to (vi) above.

Provided that, in the case of a stage carriage—

(a) the projection of any bumper or advertisement panel fitted at the rear or the vehicle shall not exceed 15 centimetres; and

(b) the projection in respect of an advertisement panel shall not be such as to obstruct either the vision from the rear view mirror or project through the emergency exit at the rear or both.

II. (i) in the case of a motor vehicle having only two axles, one of which is not a steering axle, the centre point of that axle, or

(ii) in the case of a motor vehicle having only three axles where the front axle is the only steering axle; a point 102 millimetres in rear of the centre of a straight line joining the centre points of the rear and middle axle, or

(iii) in any other case a point situated on the longtitudinal axis of the vehicle and such that a line drawn from it at right angles to that axis will pass through the centre of the minimum turning circle of the vehicle.

(iv) in the case of any motor vehicle registered in India before the first day of April, 1930, it shall suffice if the overhang does not exceed 7/24th of the overall length of the vehicle.

(v) in the case of a motor vehicle having only three axles where two front axles are steering axles, a point 102 mm in rear of the centre of a straight line joining the centre points of the rear-most two axles.

7. *Side overhang of stage carriages.*—In the case of vehicle used as a stage carriage, no part of the vehicle other than a direction indicator, when in operation, or a driving mirror shall project laterally more than 355 millimetres beyond the centre line of the rear wheels in the case of single rear wheels or more than 152 millimetres beyond the extreme outer edge of the outer tyres in the case of dual rear wheels.

8. *Turning circle.*—Every motor vehicle shall be so constructed as to be capable or turning in either direction in a minimum turning circle not exceeding 24.4 metres in diameter. For the purposes of this rule, such diameter shall be determined by reference to extreme outer edge of the wheel track at ground level.

9. The rules regarding size and nature of tyres will be notified separately.

(Sd.)

GOVINDJEE MISRA,

Joint Secretary to the Government of India.

(F. No. TW/TGM 26/82)

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